

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

IRVING CERVANTES RODRIGUEZ and  
ERIC AVALOS MATA,

Defendants.

8:20CR167

ORDER

This matter is before the court on the defendant, Irving Cervantes Rodriguez's unopposed Motion to Continue Trial [28]. The defendant needs additional time to explore a plea agreement with the government. For good cause shown,

**IT IS ORDERED** that the unopposed Motion to Continue Trial [28] is granted, as follows:

1. The jury trial, **for all defendants**, now set for September 15, 2020, is continued to **January 19, 2021**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and January 19, 2021**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

**DATED: September 2, 2020.**

**BY THE COURT:**

s/ Michael D. Nelson  
United States Magistrate Judge